

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FILED ON: May 23, 2008

FILE NO.:

INDEX NO.:

Plaintiff(s) - Petitioner(s)

JUN 16 2008

U.S.D.C. - S.D.N.Y.

MEMBERS OF THE LABORERS INTERNATIONAL UNION OF NORTH AMERICA LOCAL
100 FRANK PRINCE BENEFIT FUND, ET AL,
-vs-
EMERSON BUILDING CORP., ET AL,

STATE OF NEW YORK

COUNTY OF WESTCHESTER

I, John Catlin being duly sworn, deposes and says that deponent is over the age of eighteen years, is not a party to this proceeding and resides in New York State.

June 5, 2008

at

12:31 PM

Deponent served the within SUBPOENA IN A CIVIL ACTION & COMPLAINT

ROSEANNE CANTIRANI, DEFENDANT

Residence: 11 Tatemuck Rd.

City & State: Pound Ridge, NY 10578

VERIFICATION OF SERVICE

☐ By delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as said recipient therein

☐ a corporation, by delivering thereof a true copy of each to personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be

thereof

☒ by delivering thereof a true copy of each to TONY CANTIRANI (Spouse) a person of suitable age and discretion. Said premises is recipient's dwelling place.

☐ by affixing a true copy of it to the door of said premises which is recipient's. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereof, having called there. Deponent talked to premises who stated that recipient

Within 20 days of each delivery or affixing, deponent enclosed a copy of same in a first postpaid envelope properly addressed to recipient at recipient's last known residence, at 11 Tatemuck Rd. Pound Ridge, NY 10578 and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State.

Within 20 days of each delivery or affixing, deponent enclosed a copy of same in a first postpaid envelope properly addressed to recipient's actual place of business, at in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

Deponent describes the person actually served as:

Sex: MALE

Skin Color: WHITE SKIN

Hair Color: BROWN HAIR

Approx. Age: 36-40 YRS.

Approx. Height: 5'9"-6'0"

Approx. Weight: OVER 200 LBS.

Other identifying features:

\$

authorizing traveling expenses and one days' witness fee

I asked deponent whether recipient was in active military service of the United States or of the State of New York in any capacity whatsoever and received a negative reply. Recipient was ordinary citizen and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above related. Upon investigation and belief I state that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal Statute.

JUN 11 2008
JUN 11 2008

John Catlin, State of New York

JOHN CATLIN

Subpoena served on June 11, 2008